



IFW

Docket No. 703716.4001
Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ROBERT S. HOWLAND

Group No.: Unassigned

Serial No.: 10/698,087

Examiner: Unassigned

Filed: October 31, 2003

For: MULTI SELECTIVE AXIS SPINAL FIXATION SYSTEM

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA. 22313-1450

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the official filing receipt received from the PTO in the above application for which issuance of a corrected filing receipt is respectfully requested.
2. There is an error in that the following data is:

☒ X incorrectly entered
and/or
☐ omitted
☐ Applicant's name
☐ Applicant's address
☐ Title
☐ Filing Date

CERTIFICATE OF MAILING
(37 C.F.R. §1.8)

I hereby certify that I have a reasonable basis to expect that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

August 31, 2004
Date of Deposit

Jodie Davis
Name of Person Mailing Paper

Jodie Davis
Signature of Person Mailing Paper

___ Serial Number
___ Foreign/PCT Application Reference
X Other – Type of application

This application is a CONTINUATION-IN-PART of Application Serial No. 10/133,310 as evidenced by a copy of the first page of the Specification attached hereto.

Applicant respectfully requests that a corrected filing receipt be issued.

Applicant believes that there is no fee due with this request. However, if a fee is necessary, the Commissioner is authorized to charge Counsel's Deposit Account No. 150665 for the necessary fee, and is authorized to charge any additional fees that may be required and to credit any overpayments to said Deposit Account 150665.

Respectfully submitted,
Orrick, Herrington & Sutcliffe LLP

Dated: August 30, 2004

By


SAMUEL B. STONE

Reg. No. 19,297

Attorneys for Applicant

Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, California 92614-2558
Phone: (949) 567-6700



Patent
703716.4001

SPECIFICATION

MULTI SELECTIVE AXIS SPINAL FIXATION SYSTEM

This application is a continuation-in-part of application Serial No. 10/133,310, filed April 24, 2002, the disclosure of which is expressly incorporated herein by reference.

5

FIELD OF THE INVENTION

The present invention relates generally to apparatus and methods for treating spinal disorders, and more particularly to spinal fixation systems that may be secured between adjacent anchor screw assemblies, and methods for stabilizing, adjusting, or otherwise fixing adjacent vertebrae using such spinal fixation systems.

10

BACKGROUND OF THE INVENTION

Various systems and methods have been suggested for treating spinal disorders, such as degenerative discs, stenosis, trauma, scoliosis, kyphosis, or spondylolisthesis. For example, U.S.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/698,087	10/31/2003	3732	385	703716.4001	18	11	3

CONFIRMATION NO. 1016

34313
ORRICK, HERRINGTON & SUTCLIFFE, LLP
4 PARK PLAZA
SUITE 1600
IRVINE, CA 92614-2558

FILING RECEIPT



OC000000011815299

Date Mailed: 02/03/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Robert S. Howland, Seal Beach, CA;

Domestic Priority data as claimed by applicant

This application is a CON of 10/133,310 04/24/2002

Foreign Applications

If Required, Foreign Filing License Granted: 02/02/2004

Projected Publication Date: 05/13/2004

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Multi selective axis spinal fixation system

Preliminary Class

2/6/04
cmw
4/30/05
Status Check
SB8
DMM
2/6/04

RECEIVED

FEB 06 2004

IRVINE OFFICE

606

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).